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13 IN THE UNITED STATES DISTRICT COURT
14 FOR THE EASTERN DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,) Case No. 2:21-CR-175-KJM
16 Plaintiff,)
17 vs.) **STIPULATION AND ORDER TO CONTINUE**
18 VINCENT JOSE VASQUEZ,) **STATUS HEARING AND EXCLUDE TIME**
19 Defendant.)
20 _____) Date: January 10, 2022
21) Time: 9:00 a.m.
22) Judge: Kimberley J. Mueller
23 _____)

24 IT IS HEREBY STIPULATED and agreed by and between United States Attorney
25 Phillip A. Talbert, through Assistant United States Attorney David Spencer, counsel for Plaintiff,
26 and Federal Defender Heather Williams, through Assistant Federal Defender Hootan
27 Baigmoammadi, counsel for Defendant Vincent Jose Vasquez, that the previously scheduled
28 Status Hearing set for January 10, 2022 be continued to April 4, 2022 at 9:00 a.m.

29 The parties specifically stipulate as follows:

30 1. By previous order, the Status Hearing is currently scheduled for January 10, 2022
31 at 9:00 a.m. Time has been ordered excluded through that date.
32 2. Mr. Vasquez respectfully requests that the Court continue the Status Hearing to
33 April 4, 2022 at 9:00 a.m. The government has produced 72 pages of discovery
34 and two cellular telephone extractions to Mr. Vasquez. The parties have been in
35 active plea negotiations. Defense counsel is scheduled for a murder trial in
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1 another case in Oklahoma in the second half of March 2022. Mr. Vasquez
2 requires additional time to review the discovery; investigate and research possible
3 defenses; research potential pretrial motions; explore potential resolutions to the
4 case; and otherwise prepare for trial.

5 3. Mr. Vasquez believes that failure to grant his motion would deny him the
6 reasonable time necessary for effective preparation, taking into account the
7 exercise of due diligence.

8 4. The government does not object to Mr. Vasquez's motion.

9 5. For the purpose of computing time under 18 U.S.C. § 3161 *et seq.* (Speedy Trial
10 Act), the parties request that the time period between January 10, 2022 and April
11 4, 2022, inclusive, be deemed excludable pursuant to 18 U.S.C. §
12 3161(h)(7)(B)(iv) (Local Code T4), because it would result from a continuance
13 granted by the Court at the defense's request, based on a finding that the ends of
14 justice served by granting the continuance outweighs the best interest of the
15 public and Mr. Vasquez in a speedy trial.

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17 Respectfully submitted,

18 HEATHER E. WILLIAMS
19 Federal Defender

20 Date: January 3, 2022

21 /s/ Hootan Baigmohammadi
22 HOOTAN BAIGMOHAMMADI
23 Assistant Federal Defender
24 Attorneys for Defendant
25 Mr. Vasquez

26 Date: January 3, 2022

27 PHILLIP A. TALBERT
28 United States Attorney

29 /s/ David Spencer
30 DAVID SPENCER
31 Assistant United States Attorney
32 Attorneys for Plaintiff

ORDER

The Court, having received and considered the parties' stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its order.

IT IS SO ORDERED.

DATED: January 4, 2022.

CHIEF UNITED STATES DISTRICT JUDGE